

TENTH DAY

(Tuesday, October 29, 1957)

The Senate met at 10:30 o'clock a.m., pursuant to adjournment, and was called to order by the President Pro Tempore.

The roll was called and the following Senators were present:

Aikin	Martin
Ashley	Moffett
Bracewell	Moore
Bradshaw	Owen
Colson	Parkhouse
Fly	Phillips
Fuller	Ratliff
Gonzalez	Reagan
Hardeman	Roberts
Hazlewood	Rogers
Herring	Secrest
Hudson	Smith
Kazen	Weinert
Krueger	Willis
Lane	Wood
Lock	

A quorum was announced present.

Reverend W. H. Townsend, Chaplain, offered the invocation.

On motion of Senator Reagan and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

Message from the House

Hall of the House of Representatives,
Austin, Texas,
October 29, 1957.

Hon. Ben Ramsey, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

H. C. R. No. 13, Granting permission to sue the State of Texas and the Texas Air National Guard.

Respectfully submitted,

DOROTHY HALLMAN,
Chief Clerk, House of Representatives

Senate Resolution 71

Senator Weinert offered the following resolution:

Whereas, We are honored today to have as visitors in the Senate County Home Demonstration Club of Johnson City, Blanco County, Texas; and

Whereas, We desire to welcome these distinguished visitors to the Capitol Building and Capital City; now, therefore, be it

Resolved, That their presence be recognized by the Senate of Texas and that they be extended the official welcome of the Senate.

The resolution was read and was adopted.

Senator Weinert by unanimous consent presented the guests to the Members of the Senate.

Senate Resolution 73

Senator Reagan offered the following resolution:

Whereas, We are honored today to have as visitors in the Senate Mr. Paul Vogler, Chairman of the Southwest Texas Campaign; and Mr. Earl Wilder, President of the Gulf Coast Chapter of Muscular Dystrophy Associations of America, Inc.; and

Whereas, We desire to welcome these distinguished visitors to the Capitol Building and Capital City; now, therefore, be it

Resolved, That their presence be recognized by the Senate of Texas and that they be extended the official welcome of the Senate.

The resolution was read and was adopted.

Senator Reagan by unanimous consent presented Mr. Vogler and Mr. Wilder to the Members of the Senate.

Senate Resolution 74

Senator Reagan offered the following resolution:

Whereas, The month of November has been designated as the time when the entire nation may focus its attention on combating one of the most dreaded diseases in America, Muscular Dystrophy; and

Whereas, Muscular Dystrophy has stricken more than 200,000 Americans, most of them children, and will continue to doom many thousands more to crippling and death unless exhaustive research is carried on to discover ways and means to stop its devastations of human lives; and

Whereas, The Muscular Dystrophy Associations of America, Inc., with its local chapters throughout the State of Texas, is carrying on a valiant fight to provide research and treatment; now, therefore, be it

Resolved by the Senate of the State of Texas, That this Body express its thanks and gratitude to those Texans who are so unselfishly giving of their time, talents and financial resources in the fight against this disease, and that the Muscular Dystrophy Associations of America, Inc., and its various local chapters, be congratulated on the work being done; and be it further

Resolved, That all Texans be urged to cooperate in the March for Muscular Dystrophy on the 25th of November in order that funds can be provided for combating this dreaded disease.

REAGAN

Signed—Ben Ramsey, Lieutenant Governor; Aikin, Ashley, Bracewell, Bradshaw, Colson, Fly, Fuller, Gonzalez, Hardeman, Hazlewood, Herring, Hudson, Kazen, Krueger, Lane, Lock, Martin, Moffett, Moore, Owen, Parkhouse, Phillips, Ratliff, Roberts, Rogers, Secrest, Smith, Weinert, Willis, Wood.

The resolution was read.

On motion of Senator Ashley and by unanimous consent the names of the Lieutenant Governor and all the Senators were added to the resolution as signers thereof.

The resolution was then adopted.

Report of Standing Committee

Senator Lane submitted the following report:

Austin, Texas,
October 29, 1957.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred S. B. No. 2, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do not pass, but that the Committee Substitute adopted in lieu thereof do pass, and be printed.

LANE, Chairman.

C. S. S. B. No. 2 was read first time.

Resolutions Signed

The President Pro Tempore signed in the presence of the Senate after the captions had been read, the following enrolled resolutions:

H. C. R. No. 5, Authorizing Lieutenant Governor and Speaker to designate Members to attend meetings of Council of State Governments and Interstate Relations, and payment of expenses thereof.

H. C. R. No. 25, In memory of Dr. Alonzo A. Ross.

Message from the Governor

The following message received from the Governor today was read and was referred to the Committee on Nominations:

Austin, Texas,
October 29, 1957.

To the Senate of the Fifty-fifth Legislature, First Called Session:

I ask the advice, consent and confirmation of the Senate with respect to the following appointments:

To be Members of the Board of Directors of the Upper Red River Flood Control and Irrigation District, for six-year terms to expire July 3, 1963: Dr. Roy E. Barr of Childress, Childress County; O. E. Bevers of Lakeview, Hall County; C. C. Broughton of Childress, Childress County.

Respectfully submitted,
PRICE DANIEL,
Governor of Texas.

(President in the Chair.)

Presentation of Guests

Senator Bracewell by unanimous consent presented Mr. J. D. Sartwell of Houston to the Members of the Senate.

Adjournment

On motion of Senator Hardeman the Senate at 10:43 o'clock a.m. adjourned until 10:30 o'clock a.m. tomorrow.

In Memory of
Honorable Theodore Francis Pyle

Senator Willis offered the following resolution:

(Senate Resolution 69)

Whereas, On the 3rd day of October in the Year of our Lord, Nineteen Hundred Fifty-seven, Almighty God, in His Infinite Wisdom, did call to Heavenly Rest Theodore Francis Pyle of Kaufman County, Texas; and

Whereas, Theodore Francis Pyle was born on 18 May, 1895, the son of Nicholas and Mary Pyle, members of pioneer Texas families that settled South Kaufman County early in the 19th Century and first developed this fine area of our Great State; and

Whereas, Pyle's Prairie and Pyle's Prairie Cemetery were named in honor of his forebears who fought for Texas Independence against Mexico and for the Confederacy and State's rights—and Theodore Francis Pyle fought in France in World War I and was a member of the Veterans of Foreign Wars of the United States; and

Whereas, He was a devoted husband and father, a friend to all who knew him, having worked all his life for the betterment of his community, county and State; and

Whereas, He is survived by his wife, Ruby Willis Pyle, one child, Mrs. Adeline Pyle Patton, his mother, Mrs. Mary Pyle, five brothers, C. Y., Wesley, Grant, Norman and Frank Pyle, and two sisters, Mrs. William Palmer and Mrs. Lois Embry; now, therefore, be it

Resolved, That the Senate of Texas do hereby express its sincere sympathy to the family of Theodore Francis Pyle and that copies of this Resolution be forwarded to them under the seal of the Senate of Texas; and, be it further

Resolved, That a page of the Senate Journal be set aside as a memorial to Theodore Francis Pyle and that when the Senate of Texas adjourns today it do so in his honor and memory.

WILLIS

Signed—Ben Ramsey, Lieutenant Governor; Aikin, Ashley, Bracewell, Bradshaw, Colson, Fly, Fuller, Gonzalez, Hardeman, Hazlewood, Herring, Hudson, Kazen, Krueger, Lane, Lock, Martin, Moffett, Moore, Owen, Parkhouse, Phillips, Ratliff, Reagan, Roberts, Rogers, Secrest, Smith, Weinert, Wood.

The resolution was read.

On motion of Senator Moore and by unanimous consent the names of the Lieutenant Governor and all the Senators were added to the resolution as signers thereof.

The resolution was then adopted by a rising vote of the Senate.

In Memory of
Honorable Clyde E. Palmer

Senator Aikin offered the following resolution:

(Senate Resolution 70)

Whereas, Our Heavenly Father in His infinite wisdom did call from his earthly labors on July 4, 1957, the Honorable Clyde E. Palmer, Publisher of The Texarkana Gazette, and a long-time prominent civic leader of Texarkana, Bowie County, Texas; and

Whereas, His civic associations and leaderships were wide, having been the publisher of many prominent newspapers in several states, and also having been the President of the first radio station, KCMC and KCMC-TV in a four-states area; and

Whereas, He, together with Mrs. Palmer, was the organizer of the Palmer Golden Rule Foundation which dedicated its work to the teaching of the Better Way of Life to young Americans; and

Whereas, The citizens of Bowie County and all of Texas have lost a most valuable citizen; now, therefore, be it

Resolved, That the passing of Mr. Clyde E. Palmer the Senate of Texas mourns the loss of a great citizen and an outstanding leader in the public life of Texas; that as a tribute to his memory this resolution be adopted by the Senate and printed in its Journal; and that when we adjourn today, we do so in his honor; and be it further

Resolved, That copies of this Resolution be mailed to each surviving member of his family as an expression of our sympathy.

The resolution was read and was adopted by a rising vote of the Senate.

In Memory of
John D. Southwell

Senator Fuller offered the following resolution:

(Senate Resolution 72)

Whereas, On the 11th day of September, 1957, the State of Texas lost an esteemed and distinguished citizen in the passing of John D. Southwell of Beaumont; and

Whereas, Mr. Southwell was a native of New Iberia, Louisiana, and came to Beaumont in 1902 at the age of six. He attended Millard School and Beaumont High School before beginning his mechanical career as a chauffeur, in which capacity he was employed by several prominent Beaumont families in his youth. In 1909 he became a mechanic in the White Steamer Automobile Company shops and in 1917 joined the Beaumont Fire Department as an electrician and maintenance mechanic. An automobile racing enthusiast during the period when automobiles were considered a novelty, he participated in races in Galveston in 1914, 1915 and 1916 and was a comrade of such famous racers as Lewis Disbrow and Ralph Mullford; and

Whereas, In 1926 Mr. Southwell designed and installed the city of Beaumont's first traffic signal system. He also designed and installed the underground cable for the telegraph system of the city of Beaumont's Police Department; he designed and built their radio communications system, which was seventh in the nation. It was the first to go into operation south of St. Louis, Missouri; he designed the searchlight truck which includes a self-contained power plant, reelout cables and elevators for lights atop the truck. This system has been copied by fire departments in numerous cities, including London, England; and

Whereas, A key figure in the city's water department, he was in charge of electrical and maintenance work and worked with other engineers in designing the pumping plant at Wiess Bluff, as well as the raw water supply system, which guarded the city against salt water encroachment. He installed the original power distribution system and more recently worked on the design for a diesel generating plant for an emergency power supply at the plant. He also supervised installation of electric power equipment at the new sewage disposal plant; and

Whereas, Mr. Southwell played an important role in planning most major local improvements, including the civic improvement bond issue, the sewer improvement program, and the water system improvement programs. He was given a life honorary membership in the International Municipal Signal Association in 1956 because of his long membership in the association and for the many contributions he has made to the welfare of the group in the way of technical and policy matters; and

Whereas, He was married to Miss Edna McMicken, daughter of a prominent local physician and a teacher in Beaumont for more than 39 years. He is survived by his faithful wife and one brother, Owen Southwell of New Iberia; and

Whereas, Mr. Southwell was active in many civic affairs, having been a member of the Beaumont Rotary Club, the American Institute of Electrical Engineers, Texas Society and Sabine Chapter of Professional Engineers, a member and former president of the Southwest Section, a member of International Municipal Signal Engineers Association, Associated Police Communications Officers, Institute of Radio Engineers, and was also president of Local 183, International Alliance of Theatrical Stage Employees and Motion Picture Machine Operators, and the International Brotherhood of Electrical Workers. He was for many years active in Boy Scout work and was a member of the Beaumont Chamber of Commerce and the Young Men's Business League; now, therefore, be it

Resolved, That the Senate of the State of Texas pays tribute to the outstanding life of John D. Southwell; and be it further

Resolved, That the Senate adjourn this day in memory of John D. Southwell; that a page in the Senate Journal be set aside in respect to him; and that a copy of this resolution be sent to members of his family with our sincere sympathy.

The resolution was read and was adopted by a rising vote of the Senate.

In Memory of
E. H. Briggs

Senator Hudson offered the following resolution:

(Senate Resolution 75)

Whereas, On Friday, October 11, 1957, the City of Harlingen and the County of Cameron lost an esteemed citizen in the passing of E. H. Briggs, who was affectionately known to his friends as "Bus"; and

Whereas, Mr. Briggs was born in Waxahachie, Texas, in 1894, having been a nephew of the late beloved Judge F. L. Hawkins, who was Presiding Judge of the Court of Criminal Appeals for a number of years. He moved to the Valley in 1919 after serving as a Lieutenant in World War I; and

Whereas, Mr. Briggs and his father developed what is known in Harlingen as the Briggs-Coleman Tract which proved to be a very successful undertaking for him and his community. During the later years of his life Mr. Briggs was engaged in the business of farming and ranching; and

Whereas, He was a member of the Elks Lodge; the Harlingen Blue Lodge No. 1132; a Thirty-second degree Mason in the San Antonio Consistory; a member of the Alzafar Shrine Temple; and of the Methodist Church in Harlingen; and

Whereas, Mr. Briggs is survived by his wife, Mrs. E. H. Briggs; one son, Robert Briggs of Eagle Pass; two sisters, Mrs. F. O. Beveridge and Mrs. Nan Deering of Dallas; two brothers, Hensley Briggs of San Antonio, and John Briggs of Hargill; and three grandchildren; now, therefore, be it

Resolved, That the Senate of the Fifty-fifth Texas Legislature, in its first Called Session, pays tribute to the life of E. H. Briggs; and, be it further

Resolved, That when the Senate adjourns today it do so in memory of E. H. Briggs; that a page in the Senate Journal be set aside in respect of him; and, that a copy of this resolution be sent to members of his family with our sincere sympathy.

HUDSON

Signed—Ben Ramsey, Lieutenant Governor; Aikin, Ashley, Bracewell, Bradshaw, Colson, Fly, Fuller, Gonzalez, Hardeman, Hazlewood, Herring, Kazen, Krueger, Lane, Lock, Martin, Moffett, Moore, Owen, Parkhouse, Phillips, Ratliff, Reagan, Roberts, Rogers, Secrest, Smith, Weinert, Willis, Wood.

The resolution was read.

On motion of Senator Gonzalez and by unanimous consent the names of the Lieutenant Governor and all the Senators were added to the resolution as signers thereof.

The resolution was then adopted by a rising vote of the Senate.